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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

SIDNEY NAIMAN, individually and
on behalf of all others similarly situated,

Plaintiff,

vs.

SUNWORKS UNITED, INC.; and
DOES 1 through 10, inclusive, and each
of them,

Defendant.

Case No. 3:18-cv-04272-TSH

**STIPULATION AND ~~[PROPOSED]~~
ORDER ALLOWING PLAINTIFF
TO FILE
FIRST AMENDED COMPLAINT
FOR DAMAGES AND
DEFENDANT SUNWORKS
UNITED, INC. TO FILE A
CROSSCLAIM**

WHEREAS on July 16, 2018, Plaintiff, SIDNEY NAIMAN (“Plaintiff”) filed her Complaint in this action against SUNWORKS UNITED, INC. (“Sunworks United” or “Defendant”).

WHEREAS through subsequent investigation, Plaintiff has ascertained the

identity of an unnamed party, fictitiously sued as DOE DEFENDANT.

WHEREAS Plaintiff seeks to file her First Amended Complaint for Damages, which alleges the identity of this currently unnamed DOE DEFENDANT.

WHEREAS Sunworks United seeks leave to file a crossclaim against the individual that Plaintiff will name in her First Amended Complaint for Damages.

IT IS HEREBY STIPULATED, by and between Plaintiff and Defendant, by and through their respective counsel, that Plaintiff should be granted leave to amend to file her First Amended Complaint for Damages to include the newly-discovered identity of DOE DEFENDANT. **IT IS FURTHER STIPULATED**, by and between Plaintiff and Defendant, by and through their respective counsel, that Sunworks United should be granted leave to file a crossclaim against the newly-discovered individual once Plaintiff files her First Amended Complaint for Damages.

Dated: December 21, 2018

Law Offices of Todd M. Friedman, P.C.

By: /s/ Todd M. Friedman
Todd M. Friedman, Esq.
Adrian R. Bacon, Esq.
Attorneys for Plaintiff

Dated: December 21, 2018

By: /s/ Joren S. Ayala-Bass
Joren S. Ayala-Bass, Esq.
Philip A. Leider, Esq.
Attorneys for Defendant

~~PROPOSED~~ ORDER

The Court having reviewed the foregoing Stipulation, and good cause appearing therefore:

IT IS HEREBY ORDERED that Plaintiff, SIDNEY NAIMAN is granted leave to amend to file her First Amended Complaint for Damages.

IT IS FURTHER ORDERED that Defendant SUNWORKS UNITED, INC. is granted leave to file a crossclaim against the defendant who will be named in Plaintiff's First Amended Complaint for Damages.

IT IS SO ORDERED.

Dated: December 21, 2018


UNITED STATES MAGISTRATE JUDGE

Signature Certification

Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures Manual, I hereby certify that the content of this document is acceptable to counsel for Defendant and that I have obtained her authorization to affix his electronic signature to this document.

Dated: December 21, 2018

Law Offices of Todd M. Friedman, P.C.

By: /s/ Todd M. Friedman
Todd M. Friedman, Esq.
Adrian R. Bacon, Esq.
Attorneys for Plaintiff

1 Filed electronically on this 21st Day of December, 2018, with:

2 United States District Court CM/ECF system

3
4 Notification sent electronically via the Court's ECF system to:

5 Honorable Thomas S. Hixson

6 United States District Court

7 Northern District of California

8 And all Counsel of Record as Recorded on the Electronic Service List.

9
10 This 21st Day of December, 2018

11 s/Todd M. Friedman, Esq.

12 Todd M. Friedman